

*McMahon, T*UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DENNIS KOESTERER, :
: Plaintiff, :
: -against- : Case No. 07 Civ. 09801 (CM)
: :
WASHINGTON MUTUAL, INC., *et al.*, :
: Defendants. :
: :
-----x

STIPULATION AND [PROPOSED] ORDER

IT IS HEREBY STIPULATED AND AGREED by the undersigned counsel that the time within which defendants may answer, move against or otherwise respond to the Complaint in the above-captioned action is extended to and including the later of: (i) sixty days from the date of this Order; or (ii) thirty days from the date the United States Judicial Panel on Multidistrict Litigation rules on the pending motion to transfer this action to the U.S. District Court for the Western District of Washington; *provided, however,* that if any amended or superseded complaint is filed prior to the expiration of the time limits set out in clauses (i) and (ii), defendants shall have at least thirty days from the date of filing of any such amended or superseded complaint.

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DOC #:
DATE FILED: 12/4/07

No prior extensions of time have been granted in this matter, and all parties consent to this request.

Dated: November 30, 2007

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*Attorneys for Washington Mutual, Inc. and, for
the limited purpose of entering into this
Stipulation, all other Defendants*

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Attorneys for Plaintiff

SO ORDERED.

John J. Ostrager

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SO ORDERED.